

### REMARKS

Claims 21-23, 25, 26, 30-32, 35, 36, 40-45, and 49-90 are pending. Claims 21-23, 25, 26, 40, 49, 58, and 59 have been allowed, claims 21-23, 30, 31, 35, 36, 40, 41, 45, 50, 57, 64, and 71 have been amended, claims 1-20, 24, 27-29, 33, 34, 37-39, and 46-48 have been canceled, and new claims 74-90 have been added.

Reconsideration of the application is respectfully requested for the following reasons.

In the Final Office Action (page 21), the Examiner indicated that the following features represent allowable subject matter: “transmitting the selected compressed digital data file and the telephone number of the second mobile terminal for storage in a second server different from the first server, if the second mobile terminal is determined not to be in a state of being available for receiving the digital data file.”

Claims 30, 41, 45, 50, 64, and 71 have been amended to recite these or similar features. Applicants respectfully submit that these amendments are sufficient to overcome all of the outstanding rejections. Withdrawal of these rejections and furtherance of the application to allowance is respectfully requested.

In addition, the word “compressed” was removed from independent claims including allowed claim 21. Applicants submit that claim 21 and the remaining allowed claims retain their allowable status in their amended form.

New claims 74-90 have been added to the application. Each of these claims recites (either directly or by way of dependency from another claim) features which the Examiner indicated to be allowable. For example, claim 74 recites “transmitting the digital data file and an address of the second terminal from a first server to a second server if the second terminal is not in a state of being available to receive the digital data file.” These features are not taught or suggested by the cited references, whether taken alone or in combination.

Claim 80 recites receiving the digital data file from a second server which stored the digital data file and an address of the second terminal during a time when the second terminal

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was not in a state of receiving the digital data file. These features are not taught or suggested by the cited references, whether taken alone or in combination.

Claim 86 recites “storing the digital data file and address information in a second server, wherein the digital data file and address information are stored in the second server at a time when the second terminal was not in a state of receiving the digital data file.” These features are not taught or suggested by the cited references, whether taken alone or in combination.

To the extent necessary, a petition for an extension of time under 37 CFR § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,  
KED & ASSOCIATES, LLP



Daniel Y.J. Kim  
Registration No. 36,186

Samuel W. Ntiros  
Registration No. 39,318

P.O. Box 221200  
Chantilly, Virginia 20153-1200  
703 766-3777 DYK/SWN/kzw  
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**Please direct all correspondence to Customer Number 34610**